

THE ATTORNEY GENERAL

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Requests for Opinions, Opinions, Open Records Decisions.

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the Attorney General's Internet site <http://www.oag.state.tx.us>.

Telephone: 512-936-1730. For information about pending requests for opinions, telephone 512-463-2110.

An Attorney General Opinion is a written interpretation of existing law. The Attorney General writes opinions as part of his responsibility to act as legal counsel for the State of Texas. Opinions are written only at the request of certain state officials. The Texas Government Code indicates to whom the Attorney General may provide a legal opinion. He may not write legal opinions for private individuals or for any officials other than those specified by statute. (Listing of authorized requestors: <http://www.oag.state.tx.us/opinopen/opinhome.shtml>.)

Requests for Opinions

RQ-0161-KP

Requestor:

The Honorable Phil King
Chair, Committee on Homeland Security and Public Safety
Texas House of Representatives
Post Office Box 2910
Austin, Texas 78768-2910

Re: Whether the possession and sale of the Mossberg Shockwave firearm in Texas is permitted under Texas law (RQ-0161-KP)

Briefs requested by June 13, 2017

RQ-0162-KP

Requestor:

The Honorable Dan Flynn
Chair, Committee on Pensions
Texas House of Representatives
Post Office Box 2910
Austin, Texas 78768-2910
Re: Whether the 180-day restriction in subsection 393.201(b)(2) of the Finance Code creates a time frame only for obtaining a loan or a time frame for completing a loan and related security and servicing (RQ-0162-KP)

Briefs requested by June 13, 2017

For further information, please access the website at www.texasattorneygeneral.gov or call the Opinion Committee at (512) 463-2110.

TRD-201701976
Amanda Crawford
General Counsel
Office of the Attorney General
Filed: May 17, 2017



Opinions

Opinion No. KP-0147

The Honorable Rodney W. Anderson
Brazos County Attorney
300 East 26th Street, Suite 1300
Bryan, Texas 77803

Re: Scope of residence homestead tax exemption in Tax Code subsection 11.13(l)(2)(B) (RQ-0140-KP)

S U M M A R Y

A court would likely construe subsection 11.13(l)(2)(B) of the Tax Code to refer to an owner's temporary residence in an establishment set up to assist persons with overcoming illness or injury, or with needs related to physical or mental weakness or growing old, through a wide range of activities, regardless of whether the owner receives such services.

Opinion No. KP-0148

The Honorable Marco A. Montemayor
Webb County Attorney
1110 Washington Street, Suite 301
Laredo, Texas 78040

Re: Applicability of the International Energy Conservation Code to new school district building construction after November 1, 2016 (RQ-0141-KP)

S U M M A R Y

A court would likely find that school buildings are commercial construction within the scope of subsection 388.003(b) of the Health and Safety Code.

For further information, please access the website at www.texasattorneygeneral.gov or call the Opinion Committee at (512) 463-2110.

TRD-201701973
Amanda Crawford
General Counsel
Office of the Attorney General
Filed: May 16, 2017

